

MESSAGE NO: 8016203 MESSAGE DATE: 01/16/2008

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: LIQ-Liquidation PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-337-806

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/01/2006 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: LIQUIDATION INSTRUCTIONS FOR THE REVOCATION OF ADD ORDER IN PART ON
IQF RED RASPBERRIES FROM CHILE EXPORTED BY FRUTICOLA OLMUE S.A. (A-337-806-
003)

MESSAGE NO: 8016203

DATE: 01 16 2008

CATEGORY: ADA

TYPE: LIQ

REFERENCE:

REFERENCE DATE:

CASES: A - 337 - 806

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PERIOD COVERED: 07 01 2006 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS

PORT DIRECTORS

FROM: DIRECTOR, SPECIAL ENFORCEMENT

RE: LIQUIDATION INSTRUCTIONS FOR THE REVOCATION OF ADD
ORDER IN PART ON IQF RED RASPBERRIES FROM CHILE
EXPORTED BY FRUTICOLA OLMUE S.A. (A-337-806-003)

1. THE DEPARTMENT OF COMMERCE HAS REVOKED THE ANTIDUMPING
DUTY ORDER ON INDIVIDUALLY QUICK FROZEN RED RASPBERRIES
IN PART AND PUBLISHED THE REVOCATION IN THE FEDERAL
REGISTER ON 12/11/2007. THE PARTIAL REVOCATION APPLIES
TO ALL SUBJECT MERCHANDISE EXPORTED BY FRUTICOLA OLMUE
S.A., A-337-806-003, AND THE EFFECTIVE DATE OF THE
REVOCATION IS 07/01/2006.

2. THEREFORE, CBP IS DIRECTED TO TERMINATE THE SUSPENSION OF LIQUIDATION FOR ALL SHIPMENTS OF INDIVIDUALLY QUICK FROZEN RED RASPBERRIES EXPORTED BY FRUTICOLA OLMUE S.A. ENTERED, OR WITHDRAWN FROM WAREHOUSE, FOR CONSUMPTION ON OR AFTER 07/01/2006. ALL ENTRIES OF THE SUBJECT PRODUCT EXPORTED BY FRUTICOLA OLMUE S.A. THAT WERE SUSPENDED ON OR AFTER 07/01/2006 SHOULD BE LIQUIDATED WITHOUT REGARD TO ANTIDUMPING DUTIES (I.E., RELEASE ALL BONDS AND REFUND ALL CASH DEPOSITS).

3. NOTICE OF THE LIFTING OF SUSPENSION OF LIQUIDATION OF ENTRIES OF SUBJECT MERCHANDISE ENTERED OR WITHDRAWN FROM WAREHOUSE ON OR AFTER 07/01/2006 OCCURRED WITH THE PUBLICATION OF THE NOTICE OF REVOCATION IN THE FEDERAL REGISTER (72 FR 70295, DECEMBER 11, 2007).

4. THE ASSESSMENT OF ANTIDUMPING DUTIES BY CUSTOMS AND BORDER PROTECTION ON ENTRIES OF THIS MERCHANDISE IS SUBJECT TO THE PROVISIONS OF SECTION 778 OF THE TARIFF ACT 1930. SECTION 778 REQUIRES THAT CBP PAYS INTEREST ON

OVERPAYMENTS AND ASSESS INTEREST ON UNDERPAYMENTS OF THE REQUIRED AMOUNTS DEPOSITED AS ESTIMATED ANTIDUMPING DUTIES. THE INTEREST PROVISIONS ARE NOT APPLICABLE TO CASH OR BONDS POSTED AS ESTIMATED ANTIDUMPING DUTIES BEFORE THE DATE OF PUBLICATION OF THE ANTIDUMPING DUTY ORDER. INTEREST SHALL BE CALCULATED FROM THE DATE OF PAYMENT OF ESTIMATED ANTIDUMPING DUTIES THROUGH THE DATE OF LIQUIDATION. THE RATE AT WHICH SUCH INTEREST IS PAYABLE IS THE RATE IN EFFECT UNDER SECTION 6621 OF THE INTERNAL REVENUE CODE OF 1954 FOR SUCH PERIOD

5. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CBP OFFICERS, THE IMPORTING PUBLIC OR INTERESTED PARTIES, PLEASE CONTACT DAVINA HASHMI OR RON TRENTAM AT OFFICE OF AD/CVD OPERATIONS, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, U.S. DEPARTMENT OF COMMERCE, AT (202) 482-0984 OR (202) 482-3577 RESPECTIVELY (GENERATED

BY O1:SB).

6. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

DAVID M GENOVESE

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party